HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE

WRIT PETITION No.13013 of 1996

Between:

M. Mohammed Ibrahim …Petitioner.

AND

District Collector, Kurnool

& another. …Respondents.

:: O R D E R ::

Counsel for the Petitioner : Sri N.G.K.Nair, Advocate

representing Sri A.Ravishankar

Counsel for the Respondents : Government Pleader for Revenue

19th APRIL 2006

This is a petition for quashing notice dated 21-6-1996 issued by Mandal Revenue Officer, Velgode, Kurnool District under Section 7 of the Andhra Pradesh Land Encroachment Act, 1905 proposing to demolish the petitioner's property.

While issuing notice of the main petition, this Court stayed further proceedings.

Learned Government Pleader for Revenue says that the petitioner may file reply to the notice and the competent authority shall pass appropriate order after giving opportunity of hearing to him.

In view of the statement of the learned Government Pleader, the writ petition is disposed of with the following directions:

1. Within one month from today, the petitioner may file reply to notice dated 21-6-1996 and produce evidence in support of his claim over the land in question;

2. Within next two months, the Mandal Revenue Officer concerned shall pass appropriate order in furtherance of the proceedings initiated vide the impugned notice;

3. If the petitioner feels aggrieved by the order to be passed by the Mandal Revenue Officer, then he shall be free to avail appropriate legal remedy; and

4. For a period of four months, the petitioner shall not be dispossessed from the land in question i.e., Survey No.545 of Velgode, and his property shall not be demolished.

The writ petition is disposed of in the manner indicated above.

G.S. SINGHVI, C.J.

19th April, 2006.

ARS